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CLERK OF DISTRICT COURT  
CENTRAL DIST. OF CALIF  
LOS ANGELES

BY: \_\_\_\_\_

1 PAUL ANDRE (State Bar No. 196585)  
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7 Attorneys for Plaintiff  
DUCKHOLE, INC.

8  
9 IN THE UNITED STATES DISTRICT COURT

10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

CV12-10077 JAL (10x)

11  
12 DUCKHOLE, INC., an Arizona corporation,

Case No.: \_\_\_\_\_

13 Plaintiff,

COMPLAINT FOR COPYRIGHT  
INFRINGEMENT

14 v.

DEMAND FOR JURY TRIAL

15 NBCUNIVERSAL MEDIA LLC, a Delaware  
limited liability company, OPEN 4  
16 BUSINESS PRODUCTIONS LLC, a  
Delaware limited liability company,  
17 UNIVERSAL TELEVISION NETWORKS,  
LLC, a California limited liability company,  
18 AMERICAN WORK, INC., a New York  
corporation, and DOES 1-20.

19 Defendants.  
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COMPLAINT FOR COPYRIGHT INFRINGEMENT

1 Plaintiff DuckHole, Inc., (hereinafter "DuckHole") brings this Complaint for Copyright  
2 Infringement and Jury Demand ("Complaint") against Defendants NBCUniversal Media, LLC, Open  
3 4 Business Productions, LLC, Universal Television Networks, LLC and American Work, Inc.  
4 (hereinafter "Defendants") and alleges as follows:  
5

### 6 **THE PARTIES**

7 1. DuckHole is corporation organized and existing under the laws of the state of Arizona,  
8 with its principle place of business at 25444 N. 113<sup>th</sup> Way, Scottsdale, Arizona 85255.

9 2. On information and belief, NBCUniversal Media LLC is a limited liability company  
10 organized and existing under the laws of Delaware, with its principal place of business at 30  
11 Rockefeller Plaza, New York, New York 10112.

12 3. On information and belief, Open 4 Business Productions LLC is a Delaware limited  
13 liability company with its principal place of business at 100 Universal City Plaza, Universal City,  
14 California 91608.

15 4. Universal Television Networks, LLC is a California limited liability company  
16 organized with its principal place of business at 100 Universal City Plaza, Universal City, California  
17 91608.

18 5. On information and belief, American Work, Inc. is a New York corporation with its  
19 principal place of business at 9100 Wilshire Boulevard, Suite 400W, Beverly Hills, California 90212.

### 20 **JURISDICTION AND VENUE**

21 6. This action arises under the Copyright Act, 17 U.S.C. § 1 *et seq.* This Court has subject  
22 matter jurisdiction over Plaintiffs' claim for copyright infringement pursuant to 17 U.S.C. § 501, 28  
23 U.S.C. §§ 1331 and 1338.

24 7. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1391 and/or 1400 because a  
25 substantial part of the events giving rise to the claims asserted herein arise in this district, and  
26 Defendants, upon information and belief, are and at all times were doing business in this district.

27 8. This Court has personal jurisdiction over Defendants pursuant to Rule 4(K)(1)(a) of the  
28 Federal Rules of Civil Procedure because, upon information and belief, Defendants have conducted

1 and continues to conduct substantial business in the State of California, and in this District. This  
2 business includes owning and operating media production companies for the purposes of directly  
3 marketing, selling, distributing, and supporting various goods and services to people in California,  
4 including residents of California.

### 5 FACTUAL BACKGROUND

6 9. Plaintiff brings this action for federal copyright infringement arising from Defendants'  
7 misappropriation of a television series, tentatively entitled *PETS*, created by Paul J. Andre in 2010,  
8 and assigned to DuckHole. Defendants have adapted the now entitled television series, *Animal*  
9 *Practice* ("Series") that airs on NBC from Plaintiff's copyrighted material entitled *PETS*. The Series  
10 is substantially identical and, at best, a derivative work of *PETS*, which is based on an original  
11 copyrighted *PETS* treatment owned and registered to Plaintiff.

12 10. On December 12, 2010, Paul J. Andre registered the treatment entitled *PETS* with the  
13 Writers Guild of America ("WGA"), and received the registration number 1474876. Subsequent to  
14 the WGA registration, Mr. Andre assigned all rights in *PETS* to Plaintiff, and registered the copyright  
15 with the United States Copyright Office.

16 11. The *PETS* show concept is a sitcom set in a veterinarian clinic, and focused on a  
17 brilliant veterinarian that "prefers the company of animals to people." The Series *Animal Practice* is  
18 set in a veterinarian clinic, and is focused on "a brilliant and dedicated veterinarian who  
19 overwhelmingly prefers pets to their owners." The Series concept of centering on a veterinarian that is  
20 good with animals but not so good with people, and the setting in a veterinarian clinic are substantially  
21 identical, and at least derivative of the concept and setting in *PETS*.

22 12. In the copyrighted *PETS* treatment, the veterinarian's love interest knows "next to  
23 nothing" about animals, and does not get along with the veterinarian. However, due to certain  
24 circumstances, the love interest spends significant time at the client and has ample opportunity to  
25 interact with the veterinarian, and the sexual tension between them is apparent. In the Series *Animal*  
26 *Practice*, the veterinarian's love interest has a "lack of experience with animals" and "butts head" with

1 the veterinarian, but due to certain circumstances, the love interest spends significant time at the client  
2 and has ample opportunity to interact with the veterinarian. Because of the “romantic history”  
3 between them, the sexual tension is apparent. The Series main characters are substantially identical,  
4 and at least derivative of the main characters in *PETS*.

5 13. The supporting characters in the copyrighted *PETS* treatment include: (i) David – the  
6 veterinarian’s colleague and “best ‘human’ friend” who “is woefully inadequate at the dating scene,”  
7 (ii) Peg – the “hard-as-nail” employee of the clinic, (iii) Brenda – a “clueless” assistant at the clinic,  
8 and (iv) Bud – the resident pet at the clinic. The supporting characters in the Series *Animal Practice*  
9 include: (i) Doug – the veterinarian’s colleague and “closest ‘human’ friend” who is “hapless in  
10 matters of the heart,” (ii) Juanita – the “take-charge” clinic employee, (iii) Angela – an “eccentric”  
11 assistant at the clinic, and (iv) Dr. Rizzo – the resident pet at the clinic. The Series supporting  
12 characters are substantially identical, and at least derivative of the supporting characters in *PETS*.

13 14. The *PETS* treatment recognized that even though the veterinarian and love interest were  
14 the main characters, “the real ‘stars’ of the show are the animals. The Series *Animal Practice*  
15 describes the show as a “veterinarian practice where it often seems as if the patients are running the  
16 place.”

17 15. The *PETS* treatment described set locations, including the clinic lobby, the examining  
18 room and the veterinarian’s office. The *PETS* treatment also provided story ideas that included a  
19 general introduction in the pilot episodes, a Halloween costume contest for pets at the clinic, and an  
20 issue about a pet eating chocolate. The first several episodes of the Series *Animal Practice* were  
21 primarily focused on set locations that included the clinic lobby, the examining and operating room,  
22 and the veterinarian’s office. Additionally, stories for the Series included a substantially similar  
23 introductory pilot episode, a Halloween costume contest for pets at the clinic, and an issue about a pet  
24 eating chocolate.

25 16. The *PETS* treatment was sent to Greg Malins in January 2011. On information and  
26 belief, individuals associated with the Series *Animal Practice*, including those listed as executive  
27  
28

1 producers, had access to the copyrighted protected content in the *PETS* treatment via direct or indirect  
2 association with Mr. Malins and/or his representatives.

3 **COUNT I**

4 **(Copyright Infringement)**

5 17. Plaintiff re-alleges and incorporates by reference the averments pled in paragraphs 1  
6 through 16 of this Complaint.

7 18. Plaintiff is informed and believes, and based thereon alleges, that Defendants had  
8 reasonable access to the original copyrighted work of *PETS*, and there is substantial similarity of ideas  
9 and expression between the copyrighted *PETS* treatment and the Series *Animal Practice*.

10 19. Plaintiff is informed and believe, and based thereon allege, that Defendants' Series,  
11 *Animal Practice*, is a derivative work of *PETS*. Defendants' use and publication of the Series without  
12 Plaintiff's approval or authorization infringes upon Plaintiff's exclusive copyright pursuant to 17  
13 U.S.C. § 501.

14 20. Plaintiff is entitled to recover from Defendants the amount of their actual damages  
15 incurred as a result of the infringement, in such amount as is shown by appropriate evidence upon the  
16 trial of this case. 17 U.S.C. § 504. Based on the conduct alleged, Plaintiff is entitled to statutory  
17 damages arising from this infringement, including statutory and exemplary damages for Defendants'  
18 "willful" infringement of Plaintiffs' copyrighted works. 17 U.S.C. § 504(c)(2).

19 21. Plaintiff is also entitled to injunctive relief pursuant to 17 U.S.C. § 502 and to an order  
20 impounding any and all infringing materials pursuant to 17 U.S.C. § 503. Plaintiffs have no adequate  
21 remedy at law for Defendants' wrongful conduct because, among other things, (a) Plaintiff's copyright  
22 is unique and valuable property having market value impractical to assess, (b) Defendants'  
23 infringement harms Plaintiff such that Plaintiff could not be made whole by any monetary award, and  
24 (c) Defendants' wrongful conduct, and the resulting damage to Plaintiff, is continuing.

25 22. Plaintiff IS also entitled to recover attorneys' fees and costs of suit. 17 U.S.C. § 505.



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1. A grant of injunctive relief against Defendants, and that Defendants, their directors, principals, officers, agents, representatives, servants, employees, successors and assigns, and all others in active concert or participation with Defendants, be preliminarily and permanently enjoined and restrained from copying, modifying, distributing or making infringing use of derivative works of *PETS*, such as the Series *Animal Practice*;

3. An award of any and all damages to which Plaintiff is entitled under the United States Copyright Act, including but not limited to, statutory and exemplary damages for Defendants' willful infringement, including enhanced penalties, attorney fees and costs (17 U.S.C. § 504);

5. An order for Defendants to pay Plaintiff's litigation expenses, including reasonable attorney's fees and costs of this action;

7. Such further and other relief as the Court and/or jury may deem proper and just.

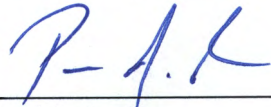
DuckHole demands a jury trial on all issues so triable.

///

1  
2 Dated: November 14, 2012  
3  
4

Respectfully submitted,

By:



Paul J. Andre

pandre@kramerlevin.com

Lisa Kobialka

lkobialka@kramerlevin.com

KRAMER LEVIN NAFTALIS

& FRANKEL LLP

990 Marsh Road

Menlo Park, CA 94025

Telephone: (650) 752-1700

Facsimile: (650) 752-1800

*Attorneys for Plaintiff*

DUCKHOLE, INC.

## NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

**The case number on all documents filed with the Court should read as follows:**

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

## NOTICE TO COUNSEL

**Subsequent documents must be filed at the following location:**

**Eastern Division**  
**3470 Twelfth St., Rm. 134**  
**Riverside, CA 92501**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY



COPY

Name & Address:

Paul J. Andre (CA 196585)  
Lisa Kobialka (CA 191404)  
Kramer Levin Naftalis & Frankel LLP  
990 Marsh Road  
Menlo Park, CA 94025, Tel. (650) 752-1700

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

DUCKHOLE, INC. an Arizona corporation,

CASE NUMBER

PLAINTIFF(S)

CV12-10077 JPK(wk)

v.

NBC UNIVERSAL MEDIA, LLC, (see additional  
summons page)

SUMMONS

DEFENDANT(S).

TO: DEFENDANT(S):

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☒ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Kramer Levin Naftalis & Frankel LLP, whose address is 990 Marsh Road, Menlo Park, CA 94025. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

JULIE PRADO

By: \_\_\_\_\_

Deputy Clerk

(Seal of the Court)

Dated: November 26, 2012

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

**ADDITIONAL SUMMONS PAGE**

NBCUNIVERSAL MEDIA, LLC, a Delaware limited liability company, OPEN 4 BUSINESS PRODUCTIONS LLC, a Delaware limited liability company, UNIVERSAL TELEVISION NETWORKS, LLC, a California limited liability company, AMERICAN WORK, INC., a New York corporation, and DOES 1-20,

Defendants.

COPY

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET

<b>I (a) PLAINTIFFS</b> (Check box if you are representing yourself <input type="checkbox"/> ) DUCKHOLE, INC., an Arizona corporation,	<b>DEFENDANTS</b> NBC UNIVERSAL MEDIA LLC, a Delaware limited liability company, OPEN 4 BUSINESS PRODUCTIONS LLC, a Delaware limited liability company, UNIVERSAL TELEVISION NETWORKS, LLC, et al.
<b>(b) Attorneys</b> (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.)  Paul J. Andre, Lisa Kobiaka KRAMER LEVIN NAFTALIS & FRANKEL LLP 990 Marsh Rd., Menlo Park, CA 94025, Tel.: (650) 752-1700	<b>Attorneys (If Known)</b>

<b>II. BASIS OF JURISDICTION</b> (Place an X in one box only.)  <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)  <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	<b>III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only</b> (Place an X in one box for plaintiff and one for defendant.) <table style="width: 100%; border: none;"> <tr> <td style="width: 33%;"></td> <td style="width: 10%; text-align: center;"><b>PTF</b></td> <td style="width: 10%; text-align: center;"><b>DEF</b></td> <td style="width: 37%;"></td> <td style="width: 10%; text-align: center;"><b>PTF</b></td> <td style="width: 10%; text-align: center;"><b>DEF</b></td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table>		<b>PTF</b>	<b>DEF</b>		<b>PTF</b>	<b>DEF</b>	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

<b>IV. ORIGIN</b> (Place an X in one box only.) <input checked="" type="checkbox"/> 1 Original Proceeding <input type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify): _____ <input type="checkbox"/> 6 Multi-District Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
--

<b>V. REQUESTED IN COMPLAINT:</b> JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check 'Yes' only if demanded in complaint.) CLASS ACTION under F.R.C.P. 23: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No             MONEY DEMANDED IN COMPLAINT: \$ _____
--

<b>VI. CAUSE OF ACTION</b> (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.) Action arises under 17 U.S.C. Section 1 et seq. for copyright infringement.
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<b>VII. NATURE OF SUIT</b> (Place an X in one box only.) <table style="width: 100%; border: none;"> <tr> <td style="width: 25%; vertical-align: top;"> <b>OTHER STATUTES</b>  <input type="checkbox"/> 400 State Reapportionment  <input type="checkbox"/> 410 Antitrust  <input type="checkbox"/> 430 Banks and Banking  <input type="checkbox"/> 450 Commerce/ICC Rates/etc.  <input type="checkbox"/> 460 Deportation  <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations  <input type="checkbox"/> 480 Consumer Credit  <input type="checkbox"/> 490 Cable/Sat TV  <input type="checkbox"/> 810 Selective Service  <input type="checkbox"/> 850 Securities/Commodities/Exchange  <input type="checkbox"/> 875 Customer Challenge 12 USC 3410  <input type="checkbox"/> 890 Other Statutory Actions  <input type="checkbox"/> 891 Agricultural Act  <input type="checkbox"/> 892 Economic Stabilization Act  <input type="checkbox"/> 893 Environmental Matters  <input type="checkbox"/> 894 Energy Allocation Act  <input type="checkbox"/> 895 Freedom of Info. Act  <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice  <input type="checkbox"/> 950 Constitutionality of State Statutes         </td> <td style="width: 25%; vertical-align: top;"> <b>CONTRACT</b>  <input type="checkbox"/> 110 Insurance  <input type="checkbox"/> 120 Marine  <input type="checkbox"/> 130 Miller Act  <input type="checkbox"/> 140 Negotiable Instrument  <input type="checkbox"/> 150 Recovery of Overpayment &amp; Enforcement of Judgment  <input type="checkbox"/> 151 Medicare Act  <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans)  <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits  <input type="checkbox"/> 160 Stockholders' Suits  <input type="checkbox"/> 190 Other Contract  <input type="checkbox"/> 195 Contract Product Liability  <input type="checkbox"/> 196 Franchise  <b>REAL PROPERTY</b>  <input type="checkbox"/> 210 Land Condemnation  <input type="checkbox"/> 220 Foreclosure  <input type="checkbox"/> 230 Rent Lease &amp; Ejectment  <input type="checkbox"/> 240 Torts to Land  <input type="checkbox"/> 245 Tort Product Liability  <input type="checkbox"/> 290 All Other Real Property         </td> <td style="width: 25%; vertical-align: top;"> <b>TORTS</b>  <b>PERSONAL INJURY</b>  <input type="checkbox"/> 310 Airplane  <input type="checkbox"/> 315 Airplane Product Liability  <input type="checkbox"/> 320 Assault, Libel &amp; Slander  <input type="checkbox"/> 330 Fed Employers' Liability  <input type="checkbox"/> 340 Marine  <input type="checkbox"/> 345 Marine Product Liability  <input type="checkbox"/> 350 Motor Vehicle  <input type="checkbox"/> 355 Motor Vehicle Product Liability  <input type="checkbox"/> 360 Other Personal Injury  <input type="checkbox"/> 362 Personal Injury-Med Malpractice  <input type="checkbox"/> 365 Personal Injury-Product Liability  <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability  <b>IMMIGRATION</b>  <input type="checkbox"/> 462 Naturalization Application  <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee  <input type="checkbox"/> 465 Other Immigration Actions         </td> <td style="width: 25%; vertical-align: top;"> <b>TORTS</b>  <b>PERSONAL PROPERTY</b>  <input type="checkbox"/> 370 Other Fraud  <input type="checkbox"/> 371 Truth in Lending  <input type="checkbox"/> 380 Other Personal Property Damage  <input type="checkbox"/> 385 Property Damage-Product Liability  <b>BANKRUPTCY</b>  <input type="checkbox"/> 422 Appeal 28 USC 158  <input type="checkbox"/> 423 Withdrawal 28 USC 157  <b>CIVIL RIGHTS</b>  <input type="checkbox"/> 441 Voting  <input type="checkbox"/> 442 Employment  <input type="checkbox"/> 443 Housing/Accommodations  <input type="checkbox"/> 444 Welfare  <input type="checkbox"/> 445 American with Disabilities - Employment  <input type="checkbox"/> 446 American with Disabilities - Other  <input type="checkbox"/> 440 Other Civil Rights         </td> <td style="width: 25%; vertical-align: top;"> <b>PRISONER PETITIONS</b>  <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus  <input type="checkbox"/> 530 General  <input type="checkbox"/> 535 Death Penalty  <input type="checkbox"/> 540 Mandamus/Other  <input type="checkbox"/> 550 Civil Rights  <input type="checkbox"/> 555 Prison Condition  <b>FORFEITURE/PENALTY</b>  <input type="checkbox"/> 610 Agriculture  <input type="checkbox"/> 620 Other Food &amp; Drug  <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881  <input type="checkbox"/> 630 Liquor Laws  <input type="checkbox"/> 640 R.R. &amp; Truck  <input type="checkbox"/> 650 Airline Regs  <input type="checkbox"/> 660 Occupational Safety/Health  <input type="checkbox"/> 690 Other         </td> <td style="width: 25%; vertical-align: top;"> <b>LABOR</b>  <input type="checkbox"/> 710 Fair Labor Standards Act  <input type="checkbox"/> 720 Labor/Mgmt. Relations  <input type="checkbox"/> 730 Labor/Mgmt. Reporting &amp; Disclosure Act  <input type="checkbox"/> 740 Railway Labor Act  <input type="checkbox"/> 790 Other Labor Litigation  <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act  <b>PROPERTY RIGHTS</b>  <input type="checkbox"/> 820 Copyrights  <input type="checkbox"/> 830 Patent  <input type="checkbox"/> 840 Trademark  <b>SOCIAL SECURITY</b>  <input type="checkbox"/> 861 HIA (1395m)  <input type="checkbox"/> 862 Black Lung (923)  <input type="checkbox"/> 863 DIWC/DIWW (405(g))  <input type="checkbox"/> 864 SSID Title XVI  <input type="checkbox"/> 865 RSI (405(g))  <b>FEDERAL TAX SUITS</b>  <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)  <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609         </td> </tr> </table>	<b>OTHER STATUTES</b> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<b>CONTRACT</b> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise <b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>TORTS</b> <b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	<b>TORTS</b> <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage-Product Liability <b>BANKRUPTCY</b> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <b>FORFEITURE/PENALTY</b> <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395m) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<b>OTHER STATUTES</b> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<b>CONTRACT</b> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. 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CY12-10077

FOR OFFICE USE ONLY: Case Number: \_\_\_\_\_

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.



**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA  
CIVIL COVER SHEET**

**VIII(a). IDENTICAL CASES:** Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes

If yes, list case number(s): \_\_\_\_\_

**VIII(b). RELATED CASES:** Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes

If yes, list case number(s): \_\_\_\_\_

**Civil cases are deemed related if a previously filed case and the present case:**

(Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or

☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or

☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or

☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**IX. VENUE:** (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.

☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
	DuckHole, Inc. has a principle place of business in Scottsdale, Arizona.

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.

☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
On information and belief, Open 4 Business Productions LLC, Universal Television Networks, LLC, and American Work, Inc. have a principal place of business in Los Angeles County, CA	On information and belief, NBCUniversal Media LLC has a principal place of business in New York, NY;

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.

**Note: In land condemnation cases, use the location of the tract of land involved.**

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County, CA	

\* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

**Note: In land condemnation cases, use the location of the tract of land involved**

X. SIGNATURE OF ATTORNEY (OR PRO PER):

Date November 26, 2012

**Notice to Counsel/Parties:** The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

**Key to Statistical codes relating to Social Security Cases:**

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))